

Serial No. 09/957,004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Kollin Tierling  
Serial No. 09/957,004  
Filing Date: September 19, 2001  
For: CIRCUIT AND METHOD FOR A SWITCH  
MATRIX AND SWITCH SENSING  
Examiner: Nguyen, N.  
Art Unit: 2635

Office of Petitions  
401 Dulany Street  
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW APPLICATION FROM ISSUE**  
**UNDER 37 CFR § 1.313**

Sir:

Applicant respectfully requests that the above-identified application be withdrawn from issue to have the Examiner consider references cited in a European Search report that issued on August 4, 2005. Thus, in order to fulfill Applicant's duty to disclose under 37 CFR § 1.56, Applicant respectfully requests withdrawal of the above-identified application from issue. Applicant is filing the petition concurrently with the filing of a Request for Continued Examination under 37 CFR § 1.114.

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**CONCLUSION**

Please find attached Form PTO-2038 to cover the \$130.00 fee associated with a petition under 37 CFR 1.313. Applicant believes that no additional fee is necessary; however, should a fee be deemed to be necessary, the Commissioner is hereby authorized to charge any fees required by this action or any future action to Deposit Account No. 16-1435.

Should the Examiner have any questions relating to the instant application, the Examiner is invited to telephone the undersigned at (336) 607-7405 to discuss any issues.

Respectfully submitted,

Date: 11/18/2005

  
Bret T. Winterle (Reg. No. 54,546)

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